

**From:** [James Costello](#)  
**To:** [KLong@enrd.usdoj.gov](mailto:KLong@enrd.usdoj.gov)  
**Cc:** [Barbara Aldridge](#)  
**Subject:** Fw: Johns Manville/Westbank Site;  
**Date:** 01/26/2009 09:52 AM  
**Attachments:** [WestbankTollingagreementthruFeb2009.pdf](#)  
[WestbanktollingagreementthruFeb102009.doc](#)

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Would you please send a version that is signed by Tom?

----- Forwarded by James Costello/R6/USEPA/US on 01/26/2009 09:49 AM -----

**"Kenney, Edward P."**  
**<ekenney@Sidley.com>**

09/23/2008 10:19 AM

To "Long, Kenneth (ENRD)"  
<Kenneth.Long@usdoj.gov>, <bruce.ray@jm.com>  
cc James Costello/R6/USEPA/US@EPA  
Subject RE: Johns Manville/Westbank Site

Ken:

Attached are copies of the revised tolling agreement (through February 10, 2009) in Word and PDF (signed) format. The only changes that I've made to previous agreements is the date in Paragraph 6 (from October 10, 2008 to February 9, 2009), and the dates on the signature pages. Please contact me if you have questions or comments.

Edward P. Kenney  
Sidley Austin LLP  
One South Dearborn Street  
Chicago, Illinois 60603  
(312)853-2062

-----Original Message-----

From: Kenney, Edward P.  
Sent: Friday, September 19, 2008 12:50 PM  
To: Long, Kenneth (ENRD); bruce.ray@jm.com  
Cc: costello.james@epa.gov  
Subject: RE: Johns Manville/Westbank Site

Ken:

I've been advised that JM does not have a problem with extending the tolling agreement. I'll send a revised agreement with the new date out early next week.

Edward P. Kenney  
Sidley Austin LLP  
One South Dearborn Street  
Chicago, Illinois 60603  
(312)853-2062

-----Original Message-----

From: Long, Kenneth (ENRD) [mailto:Kenneth.Long@usdoj.gov]  
Sent: Thursday, September 18, 2008 2:48 PM  
To: Kenney, Edward P.; bruce.ray@jm.com  
Cc: Costello.James@epamail.epa.gov  
Subject: Johns Manville/Westbank Site

Hello Ed and Bruce. We are finalizing a response to your settlement

proposal which I expect to send to you within a week. But I note that the tolling agreement will expire on October 10, so I suggest that we extend it by another 4 months to allow the negotiations to continue and, I hope, wrap up. Please let me know if JM is willing to extend the tolling agreement. Thank you. Ken Long

Senior Attorney  
Environmental Enforcement Section  
U.S. Department of Justice  
P.O. Box 7611  
Ben Franklin Station  
Washington, D.C. 20044-7611  
202-514-2840

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Westbank TollingagreementthruFeb2009.pdf WestbanktollingagreementthruFeb102009.doc